IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FIRST DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE

and
THE HON'BLE SRI JUSTICE C.V.RAMULU

WRIT PETITION NO : 16399 of 2004

Between:

Arun Kumar S/o Sai Baba
H. No. 3-1-805, Nimboliadda, Kachiguda, Hyderabad

..... PETITIONER

AND

1. The Station House Officer, Kondangal Police Station. Kondangal Village & Mandal, M. Nagar District
2. The Superintendent of Police, Mahaboobnagar Town & District.

.....RESPONDENTS.

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Habeas Corpus, directing the Respondents herein to produce the victim Mr. Shankar S/o Sai Baba aged 25 years Occ: Mechanic in Lorry Kaman Patti Works R/o Gollacheruvu Tandur Town & Mandal Ranga Reddy District in the Court of Law, record his detail statement and release him.

Counsel for the Petitioner: Mr.M.T.GHORI

Counsel for the Respondents: The Advocate-General

The Court at the stage of admission, made the following :

ORAL ORDER:

(per The Honourable Sri Devinder Gupta, the Chief Justice)

This Writ Petition was filed on 13.9.2004 alleging illegal detention of Shankar.

Respondents on the affidavit of M.A.Quddus, Assistant Sub-Inspector of Police, Kodangal Police Station, after denying material allegations in the petition, stated that the alleged detenu was arrested in Crime No.80 of 2004 for the offences under Sections 457 and 511 IPC registered on the file of Police Station, Kodangal, and, was produced before the Judicial First Class Magistrate, Kodangal, and, subsequently lodged in District Jail, Mahabubnagar.

As the alleged detenu is under lawful detention, no direction, as prayed for, can be issued in this Writ Petition, which stands disposed of with liberty reserved to the petitioner or the detenu to take up appropriate proceedings for redressal of other grievances, if any.

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DEVINDER GUPTA, C.J.

21.9.2004.

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C.V.RAMULU, J.

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To

1. The Station House Officer, Kondangal Police Station. Kondangal Village & Mandal, M. Nagar District
2. The Superintendent of Police, Mahaboobnagar Town & District.
3. The Secretary to Government of A.P. Home Department, Secretariat, Hyderabad.
4. Two CCS to Advocate-General, High Court Buildings, Hyderabad (OUT).

5. Two CD copies.